



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: **KBI-0017**

Inventors: **Natarajan Ranganathan**

Serial No.: **10/676,622**

Filing Date: **September 30, 2003**

Examiner: **Not Yet Assigned**

Group Art Unit: **Not Yet Assigned**

Title: **Oral Bacteriotherapy Compositions and Methods**

I, Jane Massey Licata, Registration No. 32,257, certify that this correspondence is being deposited with the U.S. Postal Service as First Class mail in an envelope addressed to the Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450

On this date: December 18, 2003

Jane Massey Licata  
Jane Massey Licata, Registration No. 32,257

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT**

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

(XX) In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified

application, within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, no additional fee is required.

- ( ) In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, therefore:
  - ( ) Certification in Accordance with §1.97(e) is attached hereto; or
  - ( ) The fee of \$180.00 as set forth in §1.17(p) is attached.
- ( ) In accordance with §1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311 but before the payment of the Issue Fee, therefore included are: Certification in Accordance with §1.97(e); Petition Requesting Consideration of the Information Disclosure Statement; and the fee of \$130.00 as set forth in §1.17(I)(1).
- ( ) Copies of each of the references listed on the attached Form PTO-1449 (modified) are enclosed herewith.

(xx) In accordance with §1.98(d), copies of some or all of the references listed on the attached Form PTO-1449 (modified) are not enclosed herewith because they were previously submitted to the U.S. Patent and Trademark Office in prior application Serial No. 09/855,346, filed May 15, 2001, Serial No. 09/557,011, filed April 30, 1999, for which a claim for priority under 35 U.S.C. §120 has been made in the instant application.

Please charge any deficiency or credit any overpayment to Deposit Account No. 50-1619. This form is submitted in duplicate.

( ) The relevance of the listed references in a foreign language is as stated in the specification at pages @@.

(xx) All listed references are in the English language.

Respectfully submitted,

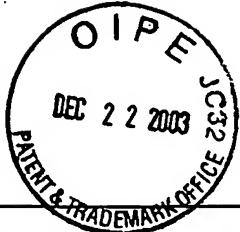


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Date: December 18, 2003

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Sheet 01 of 01

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|---|--|---|---------------------------|
| <p>Form PTO-1449 Modified</p> <p>List of Patents and Publications<br/>Cited by Applicant<br/>(Use several sheets if necessary)</p> <p>U.S. Department of Commerce</p> |  | Docket No.<br>KBI-0017                  | Serial No.<br>10/676,622  |
|   |  | <p>Applicant<br/>Ranganathan et al.</p> |                           |
|   |  | Filing Date<br>May 15, 2001             | Group<br>Not Yet Assigned |

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

|    |   |
|----|---|
| BA | Holzapfel et al., "Overview of gut flora and probiotics", International Journal of Food Microbiology 1998 41:85-101                         |
| BB | Marteau et al., "Protection from gastrointestinal diseases with the use of probiotics <sup>1-3</sup> ", Am J. Clin Nutr 2001 73:430S-436S   |
| BC | Orrhage and Nord, "Bifidobacteria and Lactobacilli in Human Health", Drugs Exptl. Clin. Res. 2000 XXVI(3):95-111                            |
| BD | Pateras et al., "The Role of Intestinal Perfusion in the Management of Chronic Uremia", Trans. Amer. Soc. Artif. Int. Organs 1964 X:292-295 |
| BE | von Wright and Salminen, "Probiotics:established effects and open questions", Eur J Gastroenterol Hepatol 1999 11(11):1195-1198             |
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EXAMINER

DATE CONSIDERED